

AMENDING STATUTES PROHIBITING THE CARRYING OF
ANY PISTOL OR OTHER CONCEALED WEAPON.

H. B. No. 27.]

CHAPTER 91.

An Act to amend Articles 475 and 476 of the Penal Code of the State of Texas, prohibiting the carrying of any pistol, dirk, dagger, slung-shot, sword cane, or knuckles made of any material or any hard substance, bowie knife, or any other knife manufactured or sold for purposes of offense or defense; prescribing a punishment therefor; making exceptions thereto in favor of certain officers; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. That Articles 475 and 476 of the Penal Code of the State of Texas be, and the same are, hereby amended so that the same shall hereafter read as follows:

Article 475. If any person in this State shall carry on or about his person, saddle, or in his saddle bags any pistol, dirk, dagger, slung-shot, sword, cane, spear or knuckles made of any metal or any hard substance, bowie knife, or any other knife manufactured or sold for the purposes of offense or defense, he shall be punished by fine not less than \$100.00 nor more than \$500.00, or by confinement in the county jail for not less than one month nor more than one year.

Article 476. The preceding article shall not apply to a person in actual service as a militiaman, nor to any peace officer in the actual discharge of his official duty, nor to the carrying of arms on one's own premises or place of business, nor to persons travelling provided, this exception shall not apply to any deputy constable, or special policeman who does not receive a compensation of forty dollars or more per month for his services as such officer, and who is not appointed in conformity with the statutes of this State authorizing such appointment; provided, further, that this exception shall not apply to the Game, Fish and Oyster Commissioner, nor to any deputy, when not in the actual discharge of his duties as such, nor to any game warden, or local deputy Game, Fish and Oyster Commissioner except when in the actual discharge of his duties in the county of his residence, nor shall it apply to any game warden or deputy Game, Fish and Oyster Commissioner who does not actually receive from the State fees or compensation for his services.

SEC. 2. That all laws and parts of laws in conflict herewith are hereby repealed.

SEC. 3. The fact that the present law upon the subject of unlawfully carrying arms is ineffective and subject to abuses creates an emergency and an imperative public necessity, requiring the constitutional rule requiring bills to be read on three several days to be suspended, and such rule is so suspended, and that this Act take effect from and after its passage, and it is so enacted.

Approved April 10, 1918.

Becomes a law 90 days after adjournment.